

**WORK ASSIGNMENT**  
**Contract No: EP-D-10-042**  
**WA NO: 3-03**

**WORK ASSIGNMENT TITLE**

Technical and regulatory support in the possible development of a rulemaking to modify NESHAPs Subpart W, the national emissions standards for radon emissions from operating mill tailings (40 CFR 61.250).

**WORK ASSIGNMENT MANAGER**

Reid J. Rosnick (rosnick.reid@epa.gov)  
Radiation Protection Division  
Office of Radiation and Indoor Air  
U.S. Environmental Protection Agency (EPA)  
1200 Pennsylvania Ave., NW (6608J)  
Washington, DC 20460  
Phone – 202-343-9563  
Fax – 202-343-2304

**PERIOD OF PERFORMANCE:**

March 27, 2012 through March 26, 2013

**BACKGROUND**

The Office of Radiation and Indoor Air (ORIA) promulgated a National Emission Standard for a Hazardous Air Pollutant (NESHAP) for radon emissions from operating uranium mill tailings impoundments (Subpart W) on 12/15/1989. Subpart W includes two separate standards. First, existing sources must ensure emissions from tailings impoundments not exceed 20 pCi/m<sup>2</sup>-sec of radon-222. Second, new sources must comply with the requirements for constructing one of two types of impoundment structures. Subpart W requires that existing sources file an annual report of the facility's emissions. Section 112(q) of the Clean Air Act, as amended (CAAA) requires EPA to review, and if appropriate, revise, this standard on a timely basis (10 year interval). The Agency has not reviewed this standard in the period allotted and now desires to do so.

**PURPOSE**

The purpose of this work assignment is to obtain follow-on contractor support to address issues raised by OMB and others regarding the content of the Background Information Document, including the Economic Impact Analysis and to receive support for the development of a response to comments document. It is important to note that this rulemaking is now on an accelerated time schedule, and the contractor will be tasked as such. A Quality Assurance Project Plan (QAPP) was prepared under Work Assignment 2-03 and can be used for this work assignment.

## **SCOPE OF WORK**

In meeting the requirements of this work assignment, the contractor shall be in a support role, and will not be involved in the development of EPA policy, nor in any other activity that is an “inherently governmental function.”

### **Task 1: Prepare work plan and cost proposal.**

The contractor shall submit a work plan that details the contractor's approach for accomplishing the Work Assignment, including a schedule of deliverables, staffing plan (with statements of experience), estimated labor hours and a detailed cost proposal, with relevant ODCs, on a task by task basis.

### **Task 2: Respond to comments received from Office of Management and Budget (OMB) or other Offices with EPA on Background Information Document for NESHAP Subpart W.**

If, during the course of review by OMB or other Offices within EPA questions or comments arise concerning technical and or economic information contained in the Background Information Document and Economic Impact Analysis prepared under work assignment 2-03, the WAM shall submit these comments to the contractor, who shall respond to such comments. The contractor shall prepare draft responses to the questions or comments raised, and shall submit the responses to the WAM for review with 14 working days after receipt from the WAM. The WAM shall review the responses within 7 working days, and shall notify the contractor whether the responses are acceptable. If there are questions or revisions the contractor shall respond to those questions or revisions and submit a final response to the WAM within 7 working days of receipt of the comments by the WAM.

### **Task 3: Assist in responses to comments received during public comment period of Subpart W proposal.**

After the public comment period for the proposed rule has closed, the WAM will meet with the contractor to determine the path forward for responding to public comments. The WAM, at his discretion, shall submit groups of comments to the contractor who shall respond to the comments using the arguments outlined in the proposed rule or Background Information Document. The contractor shall submit responses to comments depending on the volume of comments received from the WAM. This schedule shall be developed during the meeting with the contractor to discuss the path forward.

## **SCHEDULE AND DELIVERABLES**

<b><u>TASK NO:</u></b>	<b><u>DELIVERABLE</u></b>	<b><u>DUE DATE</u></b>
<b>Task 1:</b>	Work Plan	Within 20 days after receipt of Work Assignment
<b>Task 2:</b>	Respond to comments received from Office of Management and Budget (OMB) or other Offices with EPA on Background Information Document for NESHAP Subpart W.  Draft Responses – 14 days after receipt from WAM Final Responses – 7 days after receipt of WAM comments	
<b>Task 3:</b>	Assist in responses to comments received during public comment period of Subpart W proposal  Schedule shall be developed during the meeting with the contractor to discuss the path forward	

The contractor shall provide two hard copies of all deliverables and an IBM PC compatible compact disk (CD) copy in Microsoft Word 2007 to the Work Assignment Manager.

The Work Assignment Manager (WAM) is authorized to provide technical direction which clarifies the statement of work as set forth in this work assignment. Technical direction will be issued in writing or confirmed in writing, by the WAM, within five (5) calendar days after verbal issuance.

The WAM will forward a copy of the technical direction memorandum to the Contracting Officer and a copy to the Project Officer. Technical direction must be within the contract **and** the work assignment statement of work. Technical direction includes (1) direction to the contractor which assists the contractor in accomplishing the Statement of Work and (2) comments on and approval of reports and other deliverables.